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January 11, 1993

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JAN 11 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
Washington, D.C.
20554

Re: MM Docket No. 92-248 /
RM-8105
Channel 265C2
Southern Shores, North Carolina

Dear Ms. Searcy:

Enclosed on behalf of Joseph A. Booth are an original and four (4) copies of his comments in support of Notice of Proposed Rulemaking, DA 92-1420, released November 19, 1992.

Please contact the undersigned in our Washington, D.C. office.

Respectfully submitted,

MCNAIR LAW FIRM, P.A.

By: 
Stephen T. Yelverton

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

| | | |
|---------------------------------|---|----------------------|
| In the Matter of: |) | MM Docket No. 92-248 |
| |) | |
| Amendment of Section 73.202(b), |) | |
| Table of Allotments, |) | RM-8105 |
| FM Broadcast Stations, |) | |
| Southern Shores, |) | |
| North Carolina |) | |

To: Chief, Allocations Branch

COMMENTS IN SUPPORT OF NOTICE OF PROPOSED RULEMAKING

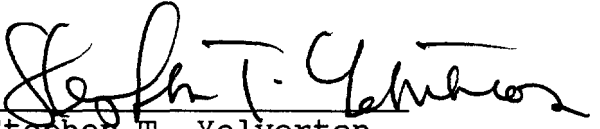
Joseph A. Booth, by his attorneys, pursuant to Sections 1.415 and 1.420 of the Commission's Rules, hereby submits his comments in support of the notice of proposed rulemaking to allocate Channel 265C2 to Southern Shores, North Carolina. In Notice of Proposed Rulemaking, DA 92-1420, released November 19, 1992, the Commission proposed the allocation of the above-referenced channel and established January 11, 1992, as the deadline for submitting comments.

Booth is the petitioner who requested that the Commission allocate Channel 265C2 to Southern Shores, North Carolina. He hereby reaffirms and incorporates by reference his petition for rulemaking. Attached hereto is a declaration by Booth, dated January 4, 1993, reaffirming his intention to apply for the channel if it is allocated and, if authorized, to promptly construct. The declaration also reaffirms that there is "reasonable assurance" of an available and suitable tower site which meets Commission requirements.

WHEREFORE, in view of the foregoing, Booth requests that the Commission allocate Channel 265C2 to Southern Shores, North Carolina.

Respectfully submitted,

MCNAIR LAW FIRM, P.A.

By: 
Stephen T. Yelverton
1155 15th St., N.W.
Suite 400
Washington, D.C. 20005
Tel. 202-659-3900

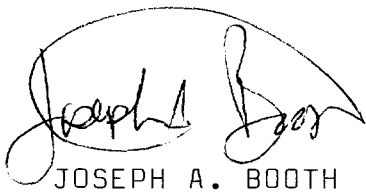
January 11, 1993

020981.00002
Booth.1

STATEMENT IN SUPPORT OF THE ALLOCATION OF
FM CHANNEL 265C2 TO SOUTHERN SHORES, NORTH CAROLINA

I, Joseph A. Booth, hereby state under penalty of perjury:

- 1) That if the Federal Communications Commission allots FM channel 265C2 to Southern Shores, North Carolina, I will apply for authority to construct and operate a full service FM broadcast station.
- 2) That if my application is granted I will promptly construct the station.
- 3) I believe that there is reasonable assurance of a available and suitable tower site in the allowable area that is not short spaced to any other allocation and will provide a city grade contour over Southern Shores, North Carolina.



JOSEPH A. BOOTH

January 4, 1993

*Signed before me this 4th day of January, 1993
in Virginia Beach, VA*

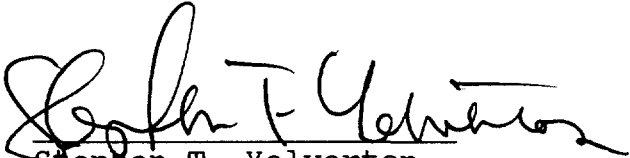


Commission Expires Dec. 1995

CERTIFICATE OF SERVICE

I, Stephen T. Yelverton, an attorney in the McNair Law Firm, P.A., do hereby certify that on this 11th day of January, 1993, I have caused to be hand delivered a copy of the foregoing "Comments in Support of Notice of Proposed Rulemaking" to the following:

Michael C. Ruger, Chief
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Room 8322
Washington, D.C. 20554


Stephen T. Yelverton